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DONITA KONRAD
Name Odnita Konrad

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MAR 2 9 2004

OFFICE OF PETITIONS

Case 7907L

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Patent Application of

Matthew Todd Hupp

Serial No. 09/481,456

Filed January 11, 2000

U.S. Patent No. 6,394,299

Iss. May 28, 2002

For Slider For Opening Or Closing A Reclosable

Fastener Disposed In A Two Dimensional Plane

### PETITION TO CORRECT INVENTORSHIP UNDER 35 USC §256 and 37 CFR §1.324

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

#### Dear Sir:

In accordance with the provisions of 37 CFR 1.324, Applicant respectfully petitions the Commissioner for Patents to correct the inventorship of the above-identified patent, by adding Michael Sean Farrell as a joint inventor. When originally filed, this application, without any deceptive intention on the part of the originally-named inventor, failed to name Michael Sean Farrell as a joint inventor.

In support of this Petition, Applicants have included herewith the following documents:

- 1) A Statement Under 37 CFR 1.324(b)(1) by Michael Sean Farrell establishing that the error occurred without deceptive intention on his part;
- 2) A Statement Under 37 CFR 1.324(b)(2) by Matthew Todd Hupp stating he agrees to the change of inventorship; and
- 3) A statement from the assignee under 37 CFR 1.324(b)(3) agreeing to the change in inventorship.

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The Office is hereby authorized to charge payment of the \$130.00 petition fee under 37 CFR 1.20(b), and any other necessary fees, to Deposit Account No. 16-2480. A duplicate copy of this petition is included for this purpose.

Applicants respectfully submit that these documents fully satisfy the requirements under 37 CFR 1.324. Applicants respectfully note a previously submitted petition was dismissed by Decision dated Jan. 30, 2004 (copy enclosed) for apparent failure to comply with the requirements of 37 CFR 3.73(b).

In light of these submissions, it is respectfully requested that the Commissioner permit correction of inventorship of the subject application by adding Michael Sean Farrell as a joint inventor.

Respectfully submitted,

By.

Larry L. Huston Attorney for Applicants Registration No. 32,994

(513) 634-9358

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Customer No. 27752

# UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO. :	6,394,299	
DATED :	May 28, 2002	
INVENTOR(S):	Matthew Todd Hupp	
It is certified is hereby corrected	that error appears in the above-identified patent and that said Le as shown below:	tters Patent
	age of the patent, in Section 75, after "Inventor", insert Michae efore "Matthew Todd Hupp, Sharonville, OH".	l Sean Farrell,
	•	
.,		The State of the S
MAILING ADDRESS OF SEN	IDER: PATENT NO	6 394 299
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March 23,2004

DONITA KONRAD

Signature Komad

Case 7907L

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Patent Application of

Matthew Todd Hupp

Serial No. 09/481,456 :

Filed January 11, 2000 :

U.S. Patent No. 6,394,299

Iss. May 28, 2002

For Slider For Opening Or Closing A Reclosable

Fastener Disposed In A Two Dimensional Plane

### STATEMENT OF LACK OF DECEPTIVE INTENTION FROM ADDED INVENTOR UNDER 37 CFR §1.324(b)(1)

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

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TECHNOLOGY CENTER HS700

Dear Sir:

I, Michael Sean Farrell, hereby declare that:

I have been employed by The Procter & Gamble Company from June 1999 to the present. I was not included in the above-identified invention due to error.

The invention described and claimed in U.S. Pat. No. 6,394,299, filed on January 11, 2000, was developed in part by Matthew Todd Hupp and in part by Michael Sean Farrell, both of whom collaborated during the conception of the invention disclosed and claimed in the above-identified patent.

At the time Matthew Todd Hupp executed the above-identified application, he believed that all of the inventors were included in the executed papers, without deceptive intent. Matthew Todd Hupp has subsequently been apprised that he was in error and that the contributions of Michael Sean Farrell relative to the invention disclosed and claimed in the patent were sufficient to render him a joint inventor, a conclusion in which Matthew Todd Hupp concurs.

The inventorship error occurred without deceptive intention on my part and was discovered when the omission of Michael Sean Farrell as a joint inventor was brought to the attention of the attorney handling the prosecution of the above-identified patent application. The error was discovered in August, 2003 after the filing of the subject application and issuance of the patent. Michael Sean

· Farrell, Matthew Todd Hupp, and their attorney have diligently attempted to correct the inventorship in this case.

I hereby further declare that all statements made herein are of my own knowledge and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Michael Sean Farrell

Date

### 18 U.S.C. §1001 Statements or Entries Generally

Whoever, in any matter within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals, or covers up by any trick, scheme, or device a material fact, or makes any false, fictitious or fraudulent statements or representations, or makes or uses any false writing or document knowing the same to contain any false, fictitious, or fraudulent statement or entry shall be fined not more than \$10,000 or imprisoned not more than five years, or both.



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P.O. Box 1430, Alexandria, VA 22313-1450 on
March 23, 2004

DONITA KONRAD

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Case 7907L

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Patent Application of

Matthew Todd Hupp

Serial No. 09/481,456

Filed January 11, 2000

U.S. Patent No. 6,394,299

Iss. May 28, 2002

For Slider For Opening Or Closing A Reclosable

Fastener Disposed In A Two Dimensional Plane

## STATEMENT FROM NAMED INVENTOR AGREEING WITH CHANGE OF INVENTORSHIP UNDER 37 CFR §1.324(b)(2)

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

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### TECHNOLOGY CENTER R3700

Dear Sir:

I, Matthew Todd Hupp, hereby declare that I have been employed by The Procter & Gamble Company from  $\frac{6/1998}{2}$  to the present. I am a named inventor in the above-identified issued patent.

The invention described and claimed in U.S. Pat. No. 6,394,299, filed on January 11, 2000, was developed in part by me and in part by Michael Sean Farrell, both of whom collaborated during the conception of the invention disclosed and claimed in the above-identified patent.

At the time, I executed the above-identified application, believing that I was the only inventor to be included in the executed papers, without deceptive intent. I have subsequently been apprised that I was in error and that the contributions of Michael Sean Farrell relative to the invention disclosed and claimed in the patent are sufficient to render him a joint inventor.

Thus, I agree to the change of inventorship naming Michael Sean Farrell as co-inventor.

I hereby further declare that all statements made herein are of my own knowledge and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Matthew Todd Hupp

Date

### 18 U.S.C. §1001 Statements or Entries Generally

Whoever, in any matter within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals, or covers up by any trick, scheme, or device a material fact, or makes any false, fictitious or fraudulent statements or representations, or makes or uses any false writing or document knowing the same to contain any false, fictitious, or fraudulent statement or entry shall be fined not more than \$10,000 or imprisoned not more than five years, or both.



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Case 7907L

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Patent Application of

Matthew Todd Hupp :

Serial No. 09/481,456 :

Filed January 11, 2000 :

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For Slider For Opening Or Closing A Reclosable

Fastener Disposed In A Two Dimensional Plane

### ASSIGNEE CONSENT TO PETITION UNDER 37 CFR 1.324 TO CORRECT INVENTORSHIP

**Commissioner for Patents** 

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P.O. Box 1450

APR 0 1 2004

Alexandria, VA 22313-1450

TECHNOLOGY CENTER H3700

Dear Sir:

The Applicants' assignee, The Procter & Gamble Company, consents to Applicants' Petition under 37 CFR 1.324 seeking addition of Michael Sean Farrell as a co-inventor on the above-identified patent.

Under separate cover, in compliance with 37 CFR 1.324, an Assignment declaring Assignee's ownership (copy enclosed) of the above-identified patent application was sent to the United States Patent and Trademark Office. The Assignment is recorded as is shown on the face of the patent. Assignee certifies that to the best of assignee's knowledge and belief, title resides in the assignee. The person signing this submission is authorized to act on behalf of the assignee.

Respectfully submitted,

For: The Procter & Gamble Company

Rv

Date: Nav. 18 2004



MARCH 28, 2001

6100 CENTER HILL AVENUE CINCINNATI, OH 45224

STEPHEN T. MURPHY

THE PROCTER & GAMBLE COMPANY

WINTON HILL TECHNICAL CENTER

#### UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office

ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

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UNITED STATES PATENT AND TRADEMARK OFFICE NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT PROCTER & GAMBLE PATENT DIVISION TISSUE / TOWEL / FACIAL

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY. SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 12/27/2000

REEL/FRAME: 011428/0749 NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

HUPP, MATTHEW TODD

DOC DATE: 01/11/2000

ASSIGNEE:

PROCTER & GAMBLE COMPANY, THE

6090 CENTER HILL ROAD

ATTENTION: CHIEF PATENT COUNSEL

CINCINNATI, OHIO 45224

SERIAL NUMBER: 09481456

PATENT NUMBER:

FILING DATE: 01/11/2000

ISSUE DATE:

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DOROTHY RILEY, PARALEGAL ASSIGNMENT DIVISION OFFICE OF PUBLIC RECORDS

TECHNOLOGY CENTER 13700

FORM FTO-1599	Commissioner of Pa		ORDi		18-2001	U.S. DEPARTMENT OF COMMER Patent and Trademark Office	RCE
<ol> <li>Name of convey</li> </ol>	ring party(ies): hew Todd Hupp	12.		1 122121 (1211 0512)	586120	eiving party(ies):  The Procter & Gamble Company	
Additional name(s	s) of conveying party	(ies) atta	ched: 🗆 Yes	IUI S⊠No	Internal Address:	Attention: Chief Patent Counsel	
3. Nature of conve	eyance:			<del></del>		6090 Center Hill Road	
⊠ Assign	ment (	□ Mer	jer	,	. ,	Cincinnati, OH 45224	
☐ Securit	y Agreement [	□ Cha	nge of name	•	Additional name(s) & add	ress(es) attached? ☐ Yes ☒ No	+
☐ Other_							
Execution Date: _	January 11, 2000						
1.Application num	ber(s) or patent nun	nber(s):					
If this docum	nent is being filed tog	gether wit	h a new app	lication, the exec	cution date of the application	is:	
A. Patent A Date File	pplication No(s). 09 ed: January 11, 200 se: 7907	9/481,456	·		B. Patent No(s).		· ·
			نه: اسلم ۸				
			Additi	onal numbers at	tached? ☐ Yes ☒ No		
5.Name and addre	ess of party to whom	COTTOCO	andanaa aan		C.T. tall and the control of the con		
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9. Statement and:  To the best of r copy of the orig Julia A. Glazer	be mailed: en T. Murphy  THE PROCTER  Winton Hill Techn 6100 Center Hill A  Cincinnati, OH 44  signature. eny knowledge and beinal document.	& GAMB nical Cent Avenue 5224	DO NO	OT USE THIS SE	7. Total fee (37 CFR 3.41):  □ Enclosed  ☑ Authorized to be ch  8. Deposit account number:  (Attach duplicate copy of PACE	narged to deposit account  16-2480 this page if paying by deposit account)	

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**Assistant Commissioner of Patents** 

**Box Assignments** 

Washington, D.C. 20231

Public burden reporting for this sample cover sheet is estimated to average about 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Office of Information Systems, PK2-1000C, Washington, D.C. 20231, and to the Office of Management and Budget, Paperwork Reduction Project (0651-0011), Washington, D.C. 20503

### ASSIGNMENT

WHEREAS Matthew Todd Hupp of Sharonville, County of Hamilton, State of Ohio has made a certain new and useful invention as set forth in an application for United States Letters Patent entitled "Slider For Opening Or Closing A Reclosable Fastener Disposed In A Two Dimensional Plane", Attorney's Docket 7907 executed the //\* day of January, 2000, Serial No. Orlas, 456 , filed the //\* day of January, 2000, (the hereinafter named assignee being hereby authorized to insert said Serial Number and filing date when ascertained):

I made said invention set forth in said patent application while employed by The Procter & Gamble Company, and acknowledge my obligation at the time the invention was made to assign said invention to The Procter & Gamble Company. Pursuant to said obligation, I assign to The Procter & Gamble Company, its legal representatives, successors and assigns, the entire right, title and interest, including the right to claim priority of the filing date of said patent application under international conventions, in said invention as set forth in said patent application, and in all patents of the United States and of any foreign country which may be issued for said invention, as fully and completely as the same would have been held by me had this assignment not been made. The entire right, title and interest shall vest irrevocably in The Procter & Gamble Company. I further agree upon request, without additional compensation but at no expense to me, to execute or assent to foreign applications, and to execute all other legal documents as may be necessary or desirable to vest the enjoyment of the rights assigned to The Procter & Gamble Company, its legal representatives, successors and assigns, or as said Company may direct.

AND I request the Commissioner of Patents and Trademarks to issue any Letters Patent of the United States which may be issued for said invention to said The Procter & Gamble Company, its legal representatives, successors or assigns, as the sole owner of the entire right, title, and interest in said patent and the invention covered thereby.

Matthew Todd Hunn

State of Ohio }
County of Hamilton }

On this \_\_// day of January, 2000 before me personally appeared Matthew Todd Hupp to me known to be the person named in and who executed the above instrument, and acknowledged to me that he executed the same for the uses and purposes therein set forth.

MY A. KOIRS. Alterney at Law IV. Thousand - Serve of Chic Commission has no expiration CHIC SUITER 14703 C.R.C. The hast